



State of California • Department of General Services • Gray Davis,  
Governor

## OFFICE OF PUBLIC SCHOOL CONSTRUCTION

I n t e r a g e n c y   S u p p o r t   D i v i s i o n  
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Date: June 16, 1999

Mass Mailer #99-09

To: All School Districts and County Superintendents of Schools

Subject: **REGULATIONS FOR THE SCHOOL FACILITY PROGRAM**

On May 12, 1999, the State Allocation Board (SAB) approved amendments to the Emergency Regulations that administer the Leroy F. Greene School Facilities Act of 1998, commonly referred to as the School Facility Program (SFP). These amendments are a result of public comments received during the 45-day public comment period. The Board approved the amended regulations with some minor modifications. The amended regulations were subject to an additional 15-day public comment period, which ended on May 31, 1999. The OPSC did not receive additional public comments during that period and has submitted these amended regulations to the Office of Administrative Law (OAL) for final approval. It is anticipated that the amended regulations will be filed with the Secretary of State and become effective sometime in July. Copies of the amended regulations are available on the Office of Public School Construction's (OPSC) Internet site at <http://www.dgs.ca.gov/opsc>.

Until the amended regulations become effective, the SAB will continue to operate under the Emergency Regulations approved by the OAL on December 3, 1998. For purposes of processing and approval of applications during this interim period, the following procedures/policies shall apply:

### Applications Previously Approved by the SAB

- Any SFP funding application, with the exception of separate site/design approvals, that received an apportionment or an unfunded approval may not be amended after the new regulations become effective.
- Any SFP application for eligibility may be amended after the amended regulations become effective to conform to the provisions of the amended regulations.

### Applications Being Processed by the OPSC/ No SAB Approval

- Districts that submitted requests for eligibility or funding prior to the amended regulations becoming effective, may elect to either withdraw the application and resubmit it under the provisions of the amended regulations or continue to have the application funded under the original Emergency Regulations. If the district wishes its application to be approved based on the proposed amended regulations, it must request that the application be withdrawn and resubmitted to the OPSC based on the new forms and amended regulations, once they become effective. Applications withdrawn will not retain its OPSC processing date. Unless the district withdraws the application, the OPSC will continue to process those applications based on the Emergency Regulations. The OPSC will not **"hold"** a district's application request until the amended regulations become effective.

- Eligibility and funding applications submitted to the OPSC after the amended regulations become effective must be made based on the new forms and the amended regulations.

Once the OAL has approved the amended regulations and they have been filed with the Secretary of State, the OPSC will provide the revised SFP forms on the OPSC Internet site.

Should you have questions or need any additional information regarding the contents of this letter, please contact your Project Manager.

Sincerely,

TED W. DUTTON, Executive Officer  
Office of Public School Construction

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